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IN THE HIGH COURT OF KARNATAKA AT BANGALORE  
DATED THIS THE 3RD DAY OF APRIL 1998

B E F O R E

THE HON'BLE MR. JUSTICE K.H.N.KURANGA

WRIT PETITION NOS.27665-666/1993

BETWEEN:

1. Smt.B.Prabhavati,  
aged about 33 years,  
W/o Pampapathy, R/o  
Kallukamba Village,  
Bellary Taluk, Bellary Dist.

2. Smt.Eramma @ Jinnina Eramma,  
aged about 45 years,  
W/o Hanumanthappa,  
R/o Kallukamba Village,  
Bellary Taluk,  
Bellary Dist.

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... Petitioners  
Respectively.

(By Sri. N.Dinesh Rao for Petrs.)

AND:

1. The Tahsildar,  
Bellary Taluk, Bellary Dist.

2. State of Karnataka,  
rep. by its Secretary,  
Dept. of Revenue, Multistoried  
Building, Vidhana Veedhi,  
Bangalore - 1.

Common  
... Respondents.

... 2/-

(By Sri. M.N.Ramanjaneya Gowda, HCGP, for R-1 & R-2,  
Sri. C.M.Desai for applicants in I.A.I.)

These Writ Petitions filed under Articles 226 & 227 of the Constitution of India with an affidavit praying to: Quash the order dated 6-7-93 passed by R-1 vide Annexure 'M' and etc.

These Writ Petitions coming on for hearing this day, the Court made the following:

O R D E R

Heard.

The petitioners have in these petitions sought for quashing of the order dated 6-7-1993 - Annexure-M passed by the first respondent.

It is seen from the order Annexure-M that the first respondent issued notice as required under Rule 25 of the Karnataka Land Grant Rules, 1969 to the petitioners asking them to show-cause as to why the lands granted in their favour should not be cancelled. Thereafter, the petitioners filed their objections and the first respondent after considering the objections has passed the impugned order Annexure-M.

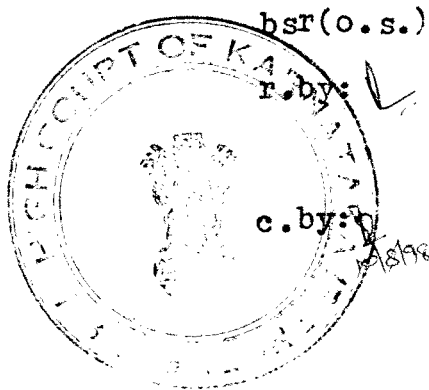
Against this order, appeal lies under the Land Revenue Act as held by this Court in the case of

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SANULLA -v- DEPUTY COMMISSIONER (I.L.R. 1988(4) Kar. 3316). Since the alternative remedy of filing an appeal is available to the petitioners against the order Annexure-M, the relief prayed for by the petitioners in these petitions cannot be granted and the petitioners are liable to be dismissed and accordingly they are dismissed. However, the petitioners are at liberty to challenge the order Annexure-M before the Appellate Authority.

Sd/- Judge.



**COPY**

 ~~11/8/82~~  
Assistant Registrar  
High Court of Karnataka  
Bangalore-560 001

11-8-82

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